

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

IRVIN M. BROWN,

Petitioner,

vs.

Civil Action 2:14-cv-813
Judge Graham
Magistrate Judge King

WARDEN, NOBLE CORRECTIONAL
INSTITUTION,

Respondent.

ORDER

This is a habeas corpus action under 28 U.S.C. § 2254. Respondent was granted an extension of time, to December 12, 2014, to respond to the *Petition*. *Order*, ECF 11. Respondent filed a return of writ in timely fashion on December 12, 2014. *Return of Writ*, ECF 15. On December 3, 2014, the United States Magistrate Judge recommended that petitioner's first application for the entry of respondent's default, *Application to Clerk for Entry of Default*, ECF 12, be denied. *Report and Recommendation*, ECF 13. On December 23, 2014, the United States Magistrate Judge recommended that petitioner's second application for the entry of respondent's default, *Application to Clerk for Entry of Default*, ECF 16, be denied. *Report and Recommendation*, ECF 17. Although the parties were advised of their right to object to these recommendations, there has been no such objection.

The *Report and Recommendation*, ECF 13, and the *Report and Recommendation*, ECF 17, are **ADOPTED AND AFFIRMED**. Petitioner's applications for the entry of respondent's default, ECF 12, ECF 16, are **DENIED**.

Date: January 14, 2015

s/James L. Graham
James L. Graham
United States District Judge